

**Notice of Allowability**

Application No.

10/000,247

Examiner

Romain Jeanty

Applicant(s)

WOLFE ET AL

Art Unit

3623

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 9/6/06.
2. ☒ The allowed claim(s) is/are 1,4,5,41,43,44,48 and 50-62.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some\* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.


Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08),  
Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit  
of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413),  
Paper No./Mail Date \_\_\_\_\_
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_

  
Romain Jeanty  
Primary Examiner  
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**Allowable Subject Matter**

1. Claims 1, 4-5, 41, 43-44, 48, and 50-62 are allowed.

**Reason for Allowance**

2. The following is an examiner's statement of reasons for allowance

The closest prior art is to Hancock U.S. Patent No. 6785718) and Koenck et al U.S. Patent No. 6,749,122). Hancock teaches a logistics node for selecting an appropriate carrier to transport products, an interface which allows a user to track the status of shipments of the products.

Koenck teaches a communication system which includes a number of data terminals linked by low frequency communication transponders to one of another and a communication device that acts as a LAN controller. However the combination of Hancock and Koenck fails to teach reconfiguring a network management facility to redirect at least a portion of the third party communications to a carrier dispatch center associated with the carrier taken in combination with a method for arranging for the transportation of freight as recited in independent claim 1.

The closest prior art is to Hancock U.S. Patent No. 6785718) and Koenck et al U.S. Patent No. 6,749,122). Hancock teaches a logistics node for selecting an appropriate carrier to transport products, an interface which allows a user to track the status of shipments of the products.

Koenck teaches transmitting a message assigning the freight to the third party and for receiving freight status information from a third party communications device. However, the combination of Hancock and Koenck fails to teach transmitting the message assigning the freight to the third party and receiving freight status information from a third party communications device, the freight status information redirected by the network management facility taken in combination

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with an apparatus for arranging for the transportation of freight as recited in independent claims 44.

The closest prior art is to Hancock U.S. Patent No. 6,785,718) and Koenck et al U.S. Patent No. 6,749,122). Hancock teaches a logistics node for selecting an appropriate carrier to transport products, an interface which allows a user to track the status of shipments of the products. Koenck teaches a communication system which includes a number of data terminals linked by low frequency communication transponders to one of another and a communication device that acts as a LAN controller. However the combination of Hancock and Koenck fails to teach reconfiguring a network management facility to redirect at least a portion of the third party communications to a carrier dispatch center associated with the carrier taken in combination with a signal-bearing medium tangibly embodying a program of machine-readable instructions executable by digital processing apparatus to perform a method for the transportation of freight as recited in independent claim 48.

The closest prior art is to Hancock U.S. Patent No. 6,785,718) and Koenck et al U.S. Patent No. 6,749,122). Hancock teaches a logistics node for selecting an appropriate carrier to transport products, an interface which allows a user to track the status of shipments of the products. Koenck teaches a communication system which includes a number of data terminals linked by low frequency communication transponders to one of another and a communication device that acts as a LAN controller. However the combination of Hancock and Koenck fails to teach temporarily reconfiguring a communication facility to allow communications between the communications device and the first carrier dispatch center at least a portion of the period that

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the third party provider transports the freight taken in combination with a method for arranging for the transporting of freight as recited in independent claim 59.

Claims 4-5, 41, 43, 50-51, 60-62 depend from independent claims 1, 44, 48, and 59; therefore claims 4-5, 41, 43, 50-51, 60-62 are similarly rejected for the same reason stated in claims 1, 44, 48, and 59.

### **Conclusion**

3. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

a. Gaspard, II (U.S. Patent No. 6,411,897) discloses a method to schedule a vehicle in real-time to simultaneously transport freight and passengers.

b. Pisula (WO9906934) discloses a method for organizing freight transportation network information on a map over the Internet.

c. Jacobs et al (The Application of a Novel Two-Way Mobile Satellite Communication and Vehicle Tracking System to the Transportation Industry) discloses a two-way communication system and tracking system for a trucking industry.

Golob et al (Freight Industry Attitudes Towards Policies to Reduce Congestion) discloses the concept of congestion in the trucking industry.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."


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Any inquiry concerning this communication or earlier communications from the examiner should be directed to Romain Jeanty whose telephone number is (571) 272-6732. The examiner can normally be reached on Mon-Thurs 7:30 am to 6:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Tariq R. Hafiz can be reached on (571) 272-6729. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

November 26, 2006

  
Romain Jeanty  
Primary Examiner  
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